

application and is hereby incorporated therein by reference thereto.

4. ☒ Priority is claimed under 35 U.S.C. 119/365 based on filing in GERMANY of _____ (country)

	<u>Application No.</u>	<u>Filing Date</u>		<u>Application No.</u>	<u>Filing Date</u>
(1)	<u>199 41 478.5</u>	<u>9/1/1999</u>	(2)	_____	_____
(3)	_____	_____	(4)	_____	_____
(5)	_____	_____	(6)	_____	_____

a. ☐ (No.) Certified copy/copies attached.

b. ☒ Certified copy/copies previously filed on August 9, 2000 in _____ U.S. Application No. 09/431,099, filed on November 1, 1999.

series code ↑ serial no.

c. ☐ Certified copy/copies filed during International stage of PCT/ _____ / _____

- 4(a). (a) ☒ Domestic priority is claimed from PCT/ 09/431,099, filed November 1, 1999.
 (b) ☐ Benefit is claimed of Provisional Application No. 60/ , filed .

5. ☒ Assignee (optional) Degusa Hüls Aktiengesellschaft
Forschungszentrum Jülich GmbH

6. ☒ Attached is the following number of Assignments (including original and all later successive ones by different assignors): 1 and respective **new** Cover Sheets. (Do **NOT** file old cover sheets.)

(Assignments in parent **must be refiled** with new Cover Sheets in this continuing application if you want it/them recorded against the continuing application.)

Please return the recorded Assignment to the undersigned.

7. ☒ The power of attorney in the prior application is to Pillsbury Madison & Sutro, LLP (now Pillsbury Winthrop LLP)

(Name and Reg. No.)

whose current address is as in item 8 below.

a. ☒ Recognize as associate attorney Michael A. Sanzo, 36912

(Name, Reg. No. and Address)

8. **Address all future communications to Intellectual Property Group of Pillsbury Winthrop LLP, 1600 Tysons Boulevard, McLean, VA 22102**

9. This application claims benefit of the following prior US application(s), the contents of which are incorporated into this application by this reference:

No. 09/ 431,099 filed November 1, 1999

No. / filed _____

No. / filed _____

No. PCT/ / filed _____

designated the U.S. and that International Application ☐ was ☐ was not published under PCT Article 21(2) in English

9(a). ☒ See the attached Preliminary Amendment, which amends the first page of the specification to claim benefit of the above listed US application(s)

10. **Small Entity Status** → ☒ is **Not** claimed ☐ is claimed (**pre-filing confirmation required**)

(No.) Small Entity Statement(s) (**not** essential since 9/8/00) were/are:

- ☐ filed in above prior application
☐ attached.

11. **Petition to extend the life of the above prior application to at least the date hereof**

- (one box) ☐ is being concurrently filed in that prior application (Use Form PAT-111).
 (must be) ☐ was previously filed in that prior application (Check length of prior extension).
 (X'd) ☐ is not necessary for copendency (**Double check** before X'ing this box).

T02260 T02260

23. ☐ ATTACHED:
24. ☒ See the attached Preliminary Amendment
25. ☐ See NONPUBLICATION REQUEST under Rule 213(a) attached (Pat-258)

**ADDITIONAL FEE CALCULATION FOR
PRELIMINARY AMENDMENT
PER BOXES 24/25**


00909

Our Order No.	21123	282413
	C#	M#

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Sig: Michael A. Sanyal Fax: (703) 905-2500
Tel: (703) 905-2173

NOTE No. 1: File this Request in duplicate with 2 postcard receipts (PAT-103) & attachments
NOTE No. 2: Is extension in parent necessary for copendency? **DOUBLE CHECK** Item 11 above.
 If yes, printout Pat-111 and head it in parent.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

ZIEGLER et al.

(Div. of Appl. No.: 09/431,099)

Appl. No.: to be assigned

Filed: herewith

For: **Nucleotide Sequences Coding for the
ThrE Gene and Process for the
Enzymatic Production of L-Threonine
Using Coryneform Bacteria**

Art Unit: to be assigned

Examiner: to be assigned

Atty. Dkt. 21123/282413

**SUBMISSION OF CERTIFIED TRANSLATION
OF NON-ENGLISH PATENT APPLICATION**

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

Applicants respectfully submit a translation of the application in the German language filed herewith. A signed copy of the translator's Translation Statement Under Rule 52(d) accompanies this submission.

If there are any fees due for entry of this submission that are not otherwise accounted for, the Applicant asks that any such fees be charged to our Deposit Account No. 03-3975, with reference to Order No. 21123/282413.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By: Michael A. Sanzo
Michael A. Sanzo
Reg. No. 36,912
Attorney for Applicants

Date:
1600 Tysons Boulevard
McLean, VA 22120
Tel. (703) 905-2173

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TRANSLATOR'S DECLARATION

I, John F. Moloney, BSc., MIL., CChem., MRSC., translator to Messrs. Taylor and Meyer of 20 Kingsmead Road, London, SW2 3JD, Great Britain, verify that I know well both the German and the English language, that I have prepared the attached English translation of pages of a German Patent application in the German language with the title:

Neue für das thrE-gen codierende Nukleotidsequenzen und Verfahren zur fermentative Herstellung von L-Threonin mit coryneformen Bakterien

identified by the code number 990079 BT at the upper left of each page and that the attached English translation of this document is a true and correct translation of the document attached thereto to the best of my knowledge and belief.

I further declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements are made with the knowledge that wilful false statements and the like are punishable by fine or imprisonment, or both, under 18 USC 1001, and that such false statements may jeopardize the validity of this document.

By: J. F. Moloney

Date: 10 November 1999